

0-10-11

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE VACATING AND ABANDONING A PORTION OF SUMMERS AVENUE RIGHT-OF-WAY ADJACENT TO PROPERTY OWNED BY THE TENENBAUM RECYCLING GROUP, LLC AND FREDERICK WATKINS IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, Act 67 of 1885 provides that cities of the first class may vacate and abandon streets not required for municipal purposes; and

WHEREAS, that portion of the Summers Avenue right-of-way which is adjacent to property owned by the Tenenbaum Recycling Group, LLC and Frederick Watkins in the City of North Little Rock as shown on Exhibit "A" is not needed for municipal purposes; and

WHEREAS, the only property owners who are adjacent to and potentially serviced by the abovementioned right-of-way have consented to abandonment of the same as evidenced by the letter that is attached hereto as Exhibit B.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the City of North Little Rock hereby vacates and abandons that portion of the Summers Avenue right-of-way which is adjacent to property owned by the Tenenbaum Recycling Group, LLC and Frederick Watkins in the City of North Little Rock as shown on Exhibit "A" according to their request and consent, as indicated on Exhibit B.

SECTION 2: That the Mayor and City Clerk are hereby authorized to execute any and all such documents as may be deemed necessary or advisable to accomplish the abandonment described in Section 1. All such documents shall be approved by the City Attorney prior to execution.

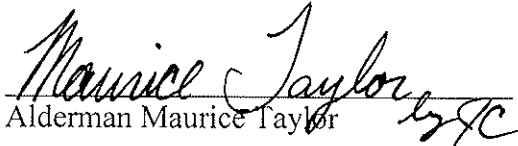
SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

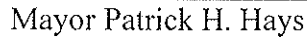
SECTION 4: It is hereby found and determined that the immediate passage of this ordinance is necessary in order to insure the proper and orderly use of this land and the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare, THEREFORE, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

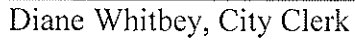
APPROVED:

SPONSOR:

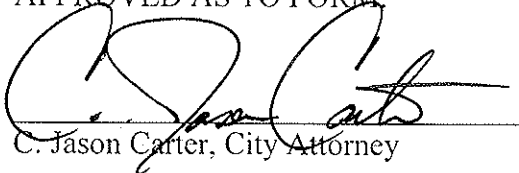
  
Alderman Maurice Taylor

  
Mayor Patrick H. Hays

ATTEST:

  
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

  
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED 1:30 A.M.            P.M.

BY C. J. Carter

DATE 2-2-10  
Diane Whitbey, City Clerk and Collector

North Little Rock, Arkansas  
RECEIVED by Bobbie Dudley